

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF ILLINOIS
EASTERN DIVISION**

TRUSTEES OF THE CHICAGO PAINTERS)	
AND DECORATORS PENSION FUND,)	
TRUSTEES OF THE CHICAGO PAINTERS)	
AND DECORATORS WELFARE FUND,)	
TRUSTEES OF THE CHICAGO PAINTERS)	
AND DECORATORS DEFERRED SAVINGS)	
FUND, TRUSTEES OF THE CHICAGO)	
PAINTERS AND DECORATORS)	No. 19-cv-6520
APPRENTICESHIP FUND, TRUSTEES OF)	
THE CHICAGO PAINTERS AND)	Hon. Heather K. McShain
DECORATORS SCHOLARSHIP FUND,)	Magistrate Judge
AND TRUSTEES OF THE CHICAGO)	
PAINTERS AND DECORATORS JOINT)	
COOPERATION TRUST FUND,)	
)	
Plaintiffs,)	
)	
v.)	
)	
GANDT BUILDERS INC., a)	
Nevada Corporation.)	

PLAINTIFFS' MOTION FOR JUDGMENT IN SUM CERTAIN

Plaintiffs, by and through their attorneys, Donald D. Schwartz, James R. Anderson, Brian C. James and Arnold and Kadjan, LLP hereby submit their Motion for Judgment in Sum Certain. In support thereof, Plaintiffs state as follows:

1. Plaintiffs filed this action on October 1, 2019 under the Employee Retirement Income Security Act ("ERISA") (29 U.S.C. §1001 et seq.) to compel Defendant to undergo a fringe benefit contrition compliance audit and for this Court to enter judgment for any and all amounts shown due.
2. Defendant is a signatory employer required to make contributions to the Plaintiff Funds.
3. Since June 25, 2020, Defendant has been in default. [Docket Entry 36].

4. A fringe benefit compliance audit revealed Defendant owes Plaintiffs \$10,145.75 in contributions, liquidated damages, and audit costs for the period of June 1, 2018 through June 30, 2021. *See Exhibit A* – Richard Wolf Affidavit ¶6.
5. Defendant owes \$5,570.00 in attorneys’ fees and costs. *See Exhibit B* – Brian James Affidavit ¶6.
6. Defendant owes a total of \$15,715.75 to Plaintiffs in this action.

WHEREFORE, Plaintiffs request that this Court:

- A. Enter judgment in favor of the Plaintiffs against Defendant in the amount of \$15,715.75; and
- B. Any such other and further relief that this Court deems appropriate.

Respectfully submitted,

TRUSTEES OF THE CHICAGO
PAINTERS AND DECORATORS
PENSION FUND et al,

/s/ Brian C. James
One of Plaintiffs’ Attorneys

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CERTIFICATE OF SERVICE

I hereby certify that on this 17th day of December, 2021, a copy of the foregoing was filed electronically. A copy will be sent to Defendant's attorney via the Court's electronic filing system:

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